

MAR. 15. 2005 3:36PM

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NO. 7877 P. 1/4

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Number of pages with cover page:	4	
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Re: U.S. Patent Application Serial No. 09/713,994
For: GENES FOR MODIFYING PLANT TRAITS
Inventor(s): James KEDDIE et al.
Filed: November 16, 2000
Art Unit: 1638
Examiner: D. Kruse
Our Reference: 514442001900

ATTACHED DOCUMENTS:

1. Transmittal (1 page)
2. Power of Attorney document (1 page) and
3. Statement Under 37 CFR 3.73(b) (1 page)

COMMENTS:

Please see attached documents. Thank you.

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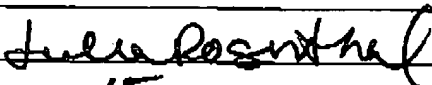
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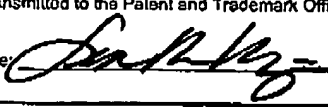
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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/713,994	
	Filing Date	November 16, 2000	
	First Named Inventor	James KEDDIE	
	Art Unit	1638	
	Examiner Name	D. Kruse	
Total Number of Pages in This Submission	3	Attorney Docket Number	514442001900

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input checked="" type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address (1 page) <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ Remarks	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): 1. Statement Under 37 C.F.R. § 3.73(b) (1 page) 2. Facsimile Cover Sheet, not included with page count

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	MORRISON & FOERSTER, LLP (Customer No. 20872) Julia Rosenthal - Reg. No. 54,410
Signature	
Date	March 15, 2005

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Dated: March 15, 2005	Signature:  (Leah M. Kjellén)

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POWER OF ATTORNEY TO PROSECUTE APPLICATIONS BEFORE THE USPTO

I hereby revoke all previous powers of attorney given in the application identified in the attached statement under 37 CFR 3.73(b).

I hereby appoint:

- ☒ Practitioners associated with the Customer Number: **47550**
OR
☐ Practitioner(s) named below (If more than ten patent practitioners are to be named, then a customer number must be used):

Name	Registration Number	Name	Registration Number

no attorney(s) or agent(s) to represent the undersigned before the United States Patent and Trademark Office (USPTO) in connection with any and all patent applications assigned to the undersigned according to the USPTO assignment records or assignment documents attached to this form in accordance with 37 CFR 3.73(b).

Please change the correspondence address for the application identified in the attached statement under 37 CFR 3.73(b) to:

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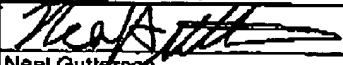
Assignee Name and Address:

Mendel Biotechnology, Inc.
21375 Cabot Boulevard
Hayward, California 94545

A copy of this form, together with a statement under 37 CFR 3.73(b) (Form PTO/SB/88 or equivalent) is required to be filed in each application in which this form is used. The statement under 37 CFR 3.73(b) may be completed by one of the practitioners appointed in this form if the appointed practitioner is authorized to act on behalf of the assignee, and must identify the application in which this Power of Attorney is to be filed.

SIGNATURE of Assignee of Record

The individual whose signature and title is supplied below is authorized to act on behalf of the assignee

Signature		Date	3/07/2005
Name	Neal Guttersen	Telephone	510-259-6125
Title	CEO		

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STATEMENT UNDER 37 CFR 3.73(b)Applicant/Patent Owner: James KEDDIE et al.Application No./Patent No.: 09/713,994Filed/Issue Date: November 16, 2000Entitled: GENES FOR MODIFYING PLANT TRAITSMendel Biotechnology, Inc.

(Name of Assignee)

, a

corporation

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

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A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 013150, Frame 0050, or for which a copy thereof is attached.

OR

B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

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☐ Additional documents in the chain of title are listed on a supplemental sheet.☐ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Julia Rosenthal
SignatureMarch 15, 2005
Date

Julia Rosenthal - Reg. No. 54,410

Printed or Typed Name

(415) 268-7305

Telephone Number

Attorney

Title

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Dated: March 15, 2005Signature: Leah M. Kjellén

(Leah M. Kjellén)

sf-1883417